

BILL NO. 12 -2009

AN ORDINANCE

**AUTHORIZING THE MAYOR TO EXECUTE A DEED FROM THE CITY OF READING TO THE READING REDEVELOPMENT AUTHORITY THEREBY CONVEYING PREMISES SITUATE AT 1019 PENN ST., 1021 PENN ST., 1016 COURT ST., 1022 COURT ST. AND 1028 COURT ST., READING, BERKS COUNTY, PENNSYLVANIA.**

**WHEREAS**, the City of Reading is the legal owner of property situate at 1019 Penn Street, 1021 Penn Street, 1016 Court Street, 1022 Court Street and 1028 Court Street, Reading, Berks County, Pennsylvania; and

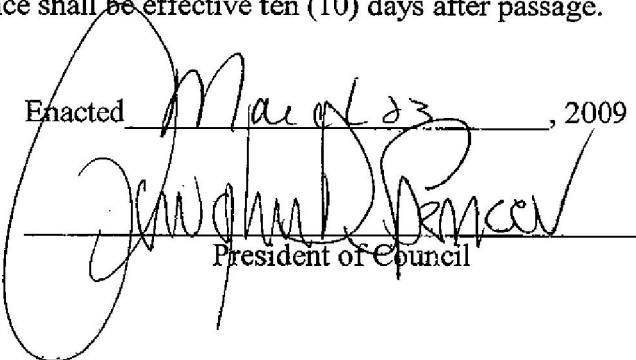
**WHEREAS**, conveyance of said premises will facilitate reduction of City owned real property; and

**WHEREAS**, the City of Reading intends to convey said premises.

**NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:**

1. **SECTION 1.** The Mayor is authorized to execute a deed, and any other required documents, to convey the premises situate at 1019 Penn Street, 1021 Penn Street, 1016 Court Street, 1022 Court Street and 1028 Court Street, Reading, Berks County, Pennsylvania, from the City of Reading to the Reading Redevelopment Authority.
2. **SECTION 2.** This Ordinance shall be effective ten (10) days after passage.

Enacted March 23, 2009

  
President of Council

Attest:

  
City Clerk

(LAW DEPT.)

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 23rd day of March, A. D. 2009. Witness my hand and seal of the said City this 26th day of March, A. D. 2009.

  
CITY CLERK

Submitted to Mayor: \_\_\_\_\_

Date: 3/24/09

Received by the Mayor's Office: \_\_\_\_\_

Date: 3/24/09

Approved by Mayor: \_\_\_\_\_

Date: 3/24/09

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 23rd day of March A. D. 20 09. Witness my hand and seal of the said City this 24th day of March A. D. 20 09.

CITY CLERK

Prepared by: Charles D. Younger, Esq.  
City Solicitor, City of Reading  
City Hall, Rm. 2-54  
815 Washington Street  
Reading, PA 19601  
(610) 655-6208

Return to: Reading Redevelopment Authority  
Attn: Adam Mukerji  
City Hall, Rm. 2-53  
815 Washington Street  
Reading, PA 19601

Premises: 1. 1019 Penn Street, Reading, Berks County, ID No. 531777007358  
2. 1021 Penn Street, Reading, Berks County, ID No. 531777007395  
3. 1016 Court Street, Reading, Berks County, ID No. 531777007434  
4. 1022 Court Street, Reading, Berks County, ID No. 531777007498  
5. 1028 Court Street, Reading, Berks County, ID No. 531777008414

**THIS INDENTURE**, made this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_,

**BETWEEN CITY OF READING**, a Third Class City of Pennsylvania (hereinafter called the Grantor), with an address of 815 Washington Street, Reading, PA 19601, of the one part, and

**READING REDEVELOPMENT AUTHORITY OF THE CITY OF READING**, a redevelopment authority organized and existing under the laws of the Commonwealth of Pennsylvania, with an address of 815 Washington Street, Reading, PA 19601, (hereinafter called the Grantee), of the other part,

**WITNESSETH**, that the said Grantor for and in consideration of the sum of \$ 1.00 lawful money of the United States of America, unto it well and truly paid by the said Grantee, at or before the sealing and delivery hereof, the receipt whereof is hereby acknowledged, has granted, bargained and sold, released and confirmed, and by these presents does grant, bargain and sell, release and confirm unto the said Grantee

See Schedule "A" for Legal Description

**TOGETHER** with all and singular the buildings and improvements, ways, streets, alleys, driveways, passages, waters, water-courses, rights, liberties, privileges, hereditaments

and appurtenances, whatsoever unto the hereby granted premises belonging, or in any-wise appertaining, and the reversions and remainders, rents, issues, and profits thereof; and all the estate, right, title, interest, property, claim and demand whatsoever of it, the said Grantor, as well at law as in equity, of, in and to the same.

**TO HAVE AND TO HOLD** the said lot or piece of ground described above, with the buildings and improvements thereon erected, hereditaments and premises hereby granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, its successors and assigns, to and for the only proper use and behoof of the said Grantee, its successors and assigns, forever.

**AND** the said Grantor, for itself and its successors, does, by these presents, covenant, grant and agree, to and with the said Grantee, its successors and assigns, that it, the said Grantor, and its successors and assigns, all and singular the hereditaments and premises herein described and granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, its successors and assigns, against it, the said Grantor, and its successors and assigns, and against all and every other person and persons whosoever lawfully claiming or to claim the same or any part thereof, by, from or under him, her, it, or any of them, shall and will **SPECIALLY WARRANT** and **DEFEND**.

**IN WITNESS WHEREOF**, the Grantor has caused its common and corporate seal to be affixed to these presents by the hand of its Mayor, and the same to be duly attested by its Clerk. Dated the day and year first above written.

Sealed and Delivered  
In the Presence of Us:

**CITY OF READING, A THIRD CLASS  
CITY OF PENNSYLVANIA**

By: \_\_\_\_\_ (SEAL)  
THOMAS M. McMAHON, Mayor

Attest:

\_\_\_\_\_  
City Clerk

Commonwealth of Pennsylvania:

: ss.

County of Berks

:

AND NOW, this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_, before me, the undersigned Notary Public, appeared Thomas M. McMahon, who acknowledged himself to be the Mayor of the City of Reading, a third class city of Pennsylvania, a corporation, and he, as such Mayor being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by himself as Mayor.

IN WITNESS WHEREOF, I hereunder set my hand and official seal.

\_\_\_\_\_  
Notary Public

My Commission expires \_\_\_\_\_

The address of the above-named Grantee is:

\_\_\_\_\_  
On behalf of the Grantee

## **SCHEDULE "A"**

### **LEGAL DESCRIPTION**

ALL THAT CERTAIN lot or piece of ground extending from the northern side of Penn Street to the southern side of Court Street, being known as Lot No. 2 as shown on the Penn-Court Complex Plan of Lots, dated September 12, 1977, laid out for James M. McGovern and recorded in Berks County Records in Plan Book No. 72 page 1, situate in the 8<sup>th</sup> ward, in the City of Reading, County of Berks and State of Pennsylvania, being more fully bounded and described as follows, to wit:

BEGINNING at a point in the northern topographical building line of Penn Street, 80' wide street, being a corner between Lots numbered 1 and 2 of said Plan of Lots, said beginning point being 264.99 feet westwardly along said northern building line of Penn Street from the northwestern building corner of Eleventh and Penn Streets;

Thence extending along the northern topographical building line of Penn Street, South eighty-two degrees fifty-eight minutes forty seconds West, a distance of sixty-seven and sixty one-hundredths feet (67.60') to a point;

Thence leaving said building line of Penn Street and extending along Lot No. 3 of said Plan of Lots, known as #1015 Penn Street, the two following courses and distances, viz:

1. North six degrees fifty-three minutes twenty seconds West, a distance of one hundred twenty and no one-hundredths feet (120.00') to a point, and

2. South eighty-two degrees fifty-eight minutes forty seconds West, a distance of twenty and no one-hundredths feet (20.00') to a point in line of property belonging to now or late of Jose Rodriguez and Olga A., his wife;

Thence along said property belonging to now or late of Jose Rodriguez and Olga A., his wife, known as #1013 Penn Street, North six degrees fifty-three minutes twenty seconds West, a distance of one hundred fifty and thirty-six one hundredths feet (150.36') to a point in the Southern topographical building line of Court Street, a 20' wide street;

Thence along the southern topographical building line of Court Street, north eighty-two degrees fifty-eight minutes forty seconds East a distance of one hundred nine and ninety-six one hundredths feet (109.96') to a point;

Thence leaving said building line of Court Street and extending along property belonging to now or late of Carlson R. Cauff and Ruth M., his wife, known as #1030 Court Street, South six degrees fifty-five minutes fifty seconds East, a distance of one

hundred fifteen and thirty-six one hundredths feet (115.36') to a point in line of property belonging to now or late of Harry A. Kaniss;

Thence along said property belonging to now or late of Harry A. Kaniss, known as #1027 Penn Street, the two (2) following courses and, distances, viz:

1. South eighty-two degrees fifty-eight minutes forty seconds West a distance of two and fifty one-hundredths feet (2.50') to a point, and

2. South six degrees fifty-five minutes fifty seconds East, a distance of thirty-five and no one-hundredths feet (35.00') to a point, a corner of aforesaid Lot No. 1 of said Plan of Lots;

Thence along said Lot No. 1 known as #1025 Penn Street, the two following courses and distances, viz:

1. South eighty-two degrees fifty-eight minutes forty seconds West, a distance of nineteen and ninety-five one-hundredths feet (19.95') to a point, and

2. South six degrees fifty-two minutes fifty seconds East, a distance of one hundred twenty and no one-hundredths feet (120.00') to the place of beginning.

CONTAINING in area 24,565.75 square feet.

BEING THE SAME PREMISES which St. Joseph Regional Health Network, a Pennsylvania non-profit corporation, formerly known as Saint Joseph Hospital, St. Joseph Hospital, St. Joseph Medical Center and St. Joseph's Medical Center, a Pennsylvania corporation, by deed dated June 12, 2008 and recorded June 17, 2008 in the Recorder of Deeds Office in and for Berks County, PA in Record Book Volume 5374, Page 2269, granted to the City of Reading, Grantor herein.